

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA

VENUE: SAN FRANCISCO

FILED

MAR 28 2019

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

V.

~~SEALED BY COURT ORDER~~
GARY ADAMS,

CR 19

146

WHA

DEFENDANT(S).

INDICTMENT

21 U.S.C. § 841(a)(1), (b)(1)(C) –
Possession with Intent to Distribute Heroin;
21 U.S.C. § 841(a)(1), (b)(1)(C) –
Possession with Intent to Distribute Cocaine Base;
21 U.S.C. § 853 – Criminal Forfeiture

A true bill.

Linda Joy

Foreman

Filed in open court this 28th day of

March, 2019

KLH

KAREN L. HOE

Clerk

JOSEPH C. SPERO

UNITED STATES MAGISTRATE JUDGE

Bail, \$

no bail and would

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURTBY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

OFFENSE CHARGED

Count One: 21 U.S.C. § 841(a)(1), (b)(1)(C) - Possession with Intent to Distribute Heroin [Class C Felony]

Count Two: 21 U.S.C. § 841(a)(1), (b)(1)(C) - Possession with Intent to Distribute Cocaine Base [Class C Felony]

- ☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony

PENALTY: Count One: 20 years imprisonment, \$1,000,000 fine, \$100 special assessment, and 3 years of supervised release
 Count Two: 20 years imprisonment, \$1,000,000 fine, \$100 special assessment, and 3 years of supervised release

DEFENDANT - U.S. DISTRICT COURT

GARY ADAMS

DISTRICT COURT NUMBER

19

146

WHA

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

☐ person is awaiting trial in another Federal or State Court, give name of court

☐ this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District

☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:

☐ U.S. ATTORNEY ☐ DEFENSE

SHOW DOCKET NO.

☐ this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

Name and Office of Person

Furnishing Information on this form

☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S.

Attorney (if assigned)

Joseph E. Springsteen

DEFENDANT
☐ If not detained give date any prior summons was served on above charges
2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)**IS IN CUSTODY**4) ☐ On this charge5) ☐ On another conviction
☐ Federal ☐ State
6) ☐ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

 Has detainer been filed? ☐ Yes ☐ No

If "Yes" give date filed

DATE OF ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted
ADDITIONAL INFORMATION OR COMMENTS**PROCESS:**
☐ SUMMONS ☐ NO PROCESS* ☒ WARRANT

Bail Amount:

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Before Judge:

Comments:

1 DAVID L. ANDERSON (CABN 149604)
2 United States Attorney

FILED

MAR 28 2019

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

~~SEALED BY COURT ORDER~~

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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 GARY ADAMS,

15 Defendant.
16

) No.

C R 19 14 6

) VIOLATIONS:

) 21 U.S.C. § 841(a)(1), (b)(1)(C) –
) Possession with Intent to Distribute Heroin;
) 21 U.S.C. § 841(a)(1), (b)(1)(C) –
) Possession with Intent to Distribute Cocaine Base;
) 21 U.S.C. § 853 – Criminal Forfeiture

WHA

17
18 INDICTMENT

19 The Grand Jury charges:

20 COUNT ONE: (21 U.S.C. § 841(a)(1), (b)(1)(C) – Possession with Intent to Distribute Heroin)

21 On or about July 2, 2018, in the Northern District of California, the defendant,

22 GARY ADAMS,

23 did knowingly and intentionally possess with intent to distribute a Schedule I controlled substance, to
24 wit: heroin, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

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INDICTMENT

1 COUNT TWO: (21 U.S.C. § 841(a)(1), (b)(1)(C) – Possession with Intent to Distribute Cocaine
2 Base)

3 On or about July 2, 2018, in the Northern District of California, the defendant,

4 GARY ADAMS,

5 did knowingly and intentionally possess with intent to distribute a Schedule II controlled substance, to
6 wit: cocaine base, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

7
8 FORFEITURE ALLEGATION: (21 U.S.C. § 853 – Criminal Forfeiture)

9 1. The factual allegations contained in Counts One and Two of this Indictment are realleged and by
10 this reference fully incorporated herein for the purpose of alleging forfeiture pursuant to the provisions
11 of Title 21, United States Code, Sections 853.

12 2. Upon a conviction for any of the offenses alleged in One and Two, the defendant,

13 GARY ADAMS,

14 shall forfeit to the United States, pursuant to 21 U.S.C. § 853(a), all right, title, and interest in any
15 property constituting or derived from any proceeds defendant obtained, directly or indirectly, as a result
16 of the violation, and any property used, or intended to be used, in any manner or part, to commit or to
17 facilitate the commission of the violation.

18 3. If any of the property described above, as a result of any act or omission of the defendant:

- 19 a. cannot be located upon the exercise of due diligence;
- 20 b. has been transferred or sold to or deposited with a third person;
- 21 c. has been placed beyond the jurisdiction of the Court;
- 22 d. has been substantially diminished in value; or
- 23 e. has been commingled with other property which cannot be divided without
24 difficulty;

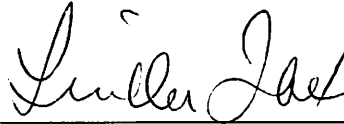
25 any and all interest defendant has in any other property (not to exceed the value of the above forfeitable
26 property) shall be forfeited to the United States pursuant to Title 21, United States Code, Section 853(p),
27 as incorporated by Title 28, United States Code, Section 2461(c).

28 //

1 All in violation of Title 21, United States Code, Section 853, and pursuant to Rule 32.2 of the
2 Federal Rules of Criminal Procedure.

3
4 DATED: March 28, 2019

A TRUE BILL.


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FOREPERSON
San Francisco

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9 DAVID L. ANDERSON
United States Attorney

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11 

12 HELEN L. GILBERT
Deputy Chief, General Crimes

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14 (Approved as to form: )

15 JOSEPH E. SPRINGSTEEN
Assistant United States Attorney

~~SEAL BY COURT ORDER~~UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**FILED**

MAR 28 2019

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**CRIMINAL COVER SHEET**

Instructions: Effective November 1, 2016, this Criminal Cover Sheet must be completed and submitted, along with the Defendant Information Form, for each new criminal case.

CASE NAME:

USA v. GARY ADAMS

CASE NUMBER:

CR^{CR} 19

146

Is This Case Under Seal?

Yes ☒ No**WHA**

Total Number of Defendants:

1 ☒ 2-7 8 or moreDoes this case involve ONLY charges
under 8 U.S.C. § 1325 and/or 1326?Yes No ☒

Venue (Per Crim. L.R. 18-1):

SF ☒ OAK SJ

Is this a potential high-cost case?

Yes No ☒Is any defendant charged with
a death-penalty-eligible crime?Yes No ☒

Is this a RICO Act gang case?

Yes No ☒

Assigned AUSA

(Lead Attorney): AUSA Joseph E. Springsteen Date Submitted: 3/28/2019

Comments: